

CITY OF MUSKEGON

CITY COMMISSION MEETING

SEPTEMBER 8, 2009

CITY COMMISSION CHAMBERS @ 5:30 P.M.

MINUTES

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, Michigan at 5:30 p.m., Tuesday, September 8, 2009.

Mayor Warmington opened the meeting with a prayer from Robert Kuhn, Director of Public Works after which the Commission and public recited the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING:

Present: Mayor Stephen Warmington, Vice Mayor Stephen Gawron, Commissioners Clara Shepherd, Lawrence Spataro, Sue Wierengo, Steve Wisneski, and Chris Carter, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Becker.

2009-74 CONSENT AGENDA:

A. Approval of Minutes. CITY CLERK

SUMMARY OF REQUEST: To approve the minutes of the Regular Commission Meeting that was held on Tuesday, August 25, 2009.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

B. Use of L C Walker Arena Repair, Maintenance and Improvement Fund. FINANCE

SUMMARY OF REQUEST: The Walker Arena management agreement provides for a maintenance reserve funded through a \$0.25 user fee on event tickets. The agreement further specifies that the fund should be used for individual repairs costing \$5,000 or more. The arena manager is requesting a one-time waiver of the \$5,000 threshold to catch up with some significant deferred maintenance items. These include:

- Roof repairs (\$1,809.55)
- Alarm system repairs (\$1,612.42)

- Sign repairs (\$2,330.50)

These repairs total \$5,752.47 but, individually, do not meet the \$5,000 threshold. Staff is recommending a one-time waiver of this provision to allow payment for these repairs from the arena maintenance fund.

FINANCIAL IMPACT: \$5,752.47 from the arena maintenance fund. This will leave a balance in this fund of approximately \$59,000.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: Approval.

C. Selection of Vinyl Siding Supplier for Fiscal Year 2009 – 2010.
COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve the Community and Neighborhood Services department's selection of the Vinyl Siding Supplier for 2009 – 2010 fiscal year. After reviewing all bids, the department selected the bid from Keene Lumber, located at 346 W. Laketon Avenue, Muskegon, MI, for the price of \$49 per building square for white and \$51 per square for color.

The Community and Neighborhood Services department received three additional bids from:

- | | |
|--|-------------------|
| • ABC Supply Co | \$49.20 for white |
| 123 W. Sherman Blvd., Muskegon Heights | \$51.00 for color |
| • Standale Lumber & Supply | \$52.50 for white |
| 2971 Franklin Ave., Grandville | \$52.75 for color |
| • Weber Lumber Co. | \$52.75 for white |
| 465 Ottawa, Muskegon | \$52.75 for color |

The above documentation shows the closeness of all the bids; but, because of the long-term relationship with Keene Lumber as well as them being located in the City of Muskegon, CNS has selected Keene Lumber to be the 2009-2010 Vinyl Siding supplier for this fiscal year.

FINANCIAL IMPACT: Funding will be disbursed from the 2009-2010 Community Development Block Grant Vinyl Siding fund.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: To approve the request.

COMMITTEE RECOMMENDATION: The funding for the Vinyl Siding Program was approved by the Commission during the 2009-2010 allocation period last April.

D. Selection of Vinyl Siding Installer for Fiscal Year 2009 – 2010.
COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve Community and Neighborhood Services to sign a contract with Tucker Construction, 9121 Holton Road, Holton, MI, and

Cutting Edge, 766 Chatterson Road, Muskegon, MI to install vinyl siding at an agreed price of \$55 per building square for the Vinyl Siding Program's 2009-2010 fiscal year. Last year's price was \$65 per building square.

The Community and Neighborhood Services office received nine other bids from vinyl siding installers:

- | | |
|--|-------|
| • Kingdom Development, 209 E. Main St., Lowell | \$59 |
| • KO Construction, 11489 Bailey, Ravenna | \$60 |
| • Lewis Johnson, 16076 Bonita Ct., Grand Haven | \$64 |
| • Gawlik Construction, 5346 E. Sternberg Rd., Fruitport | \$65 |
| • Specialty Builders, 4392 Hall Rd., Muskegon | \$65 |
| • Fredricks Co., 1940 Commerce St., Muskegon | \$65 |
| • Beattie Brothers, 2786 Holton Whitehall Rd., Twin Lake | \$100 |
| • JPM, 4554 W. River Rd., N. Muskegon | \$125 |
| • Dreamscapes, 3250 Cline Rd., Muskegon
(Not on our bid form) | NA |

FINANCIAL IMPACT: Funding will be disbursed from the 2009-2010 Community Development Block Grant Vinyl Siding fund.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: To approve request.

COMMITTEE RECOMMENDATION: The funding for the Vinyl Siding Program was approved by the Commission during the 2009-2010 allocation period last April.

E. Request for a Redevelopment Liquor License (formerly known as a DDA Liquor License) – Shoreline Inn. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Shoreline Inn is applying for a Redevelopment On-Premise Liquor License for the premises at 750 Terrace Point, which is located within an area established by the City Commission as a redevelopment project area pursuant to 436.1521a(1)(b) of the Michigan Compiled Laws. The project includes plans for a small bar in the parlor room of the hotel for the purpose of making the hotel more attractive to customers and also for the placement of mini-bars in the hotel rooms.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the liquor license request and the resolution.

Motion by Commissioner Carter, second by Commissioner Spataro to approve the Consent Agenda as read.

ROLL VOTE: Ayes: Spataro, Warmington, Wierengo, Wisneski, Carter, Gawron, and Shepherd.

Nays: None.

MOTION PASSES

2009-75 PUBLIC HEARINGS:

A. 2010 Budget. FINANCE

SUMMARY OF REQUEST: This is the time set for a public hearing on the City's proposed budget for the year 2010. The proposed budget has been made available for public inspection at City Hall, Hackley Public Library, and the City's website (www.shorelinecity.com). After hearing public comments, the City Commission may take action to adopt the 2010 budget with whatever changes or adjustments it deems necessary. In any event, City Charter requires the budget be adopted no later than September 25, 2009.

FINANCIAL IMPACT: The budget sets forth the priorities and overall financial plan for operations in the year 2010. As proposed, the budget includes no property tax increase.

BUDGET ACTION REQUIRED: Adoption of the budget resolution provides the legal appropriation authority necessary for City departments to conduct operations in 2010.

STAFF RECOMMENDATION: After receiving comments, close the public hearing and approve the proposed 2010 City of Muskegon Budget resolution. Also, approval of the 3rd Quarter 2009 Budget Reforecast as shown in the Budget Book is recommended at this time.

The Public Hearing opened to hear and consider any comments from the public. Comments were heard from Karen Kendra, 1430 Nelson Street; Brian Clancy; Ed Garner, 37 E. Grand; Letter from Chamber of Commerce; Doris Rucks, 348 Cross; and Tommie Watson, Jr., 1426 W. Summit.

Motion by Commissioner Spataro, second by Commissioner Shepherd to close the Public Hearing.

ROLL VOTE: Ayes: Warmington, Wierengo, Wisneski, Carter, Gawron, Shepherd, and Spataro.

Nays: None.

MOTION PASSES

2009-76 NEW BUSINESS:

A. 75th Anniversary Celebration – Veterans Memorial Park. CITY

MANAGER

SUMMARY OF REQUEST: To request Michigan Department of Transportation approval to close both arms of the Causeway to through traffic on November 8, 2009, from 10:00 a.m. to 4:00 p.m., during the Veterans Memorial Park 75th Anniversary Celebration, on behalf of the celebration committee.

FINANCIAL IMPACT: Minimal, barricading will need to be provided.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the request and authorize staff to pursue the closing with the Michigan Department of Transportation.

Motion by Commissioner Spataro, second by Commissioner Shepherd to approve the request and authorize staff to pursue the closing with the Michigan Department of Transportation.

ROLL VOTE: Ayes: Wierengo, Wisneski, Carter, Gawron, Shepherd, Spataro, and Warmington

Nays: None

MOTION PASSES

ANY OTHER BUSINESS: Concerns reference the intersection of Jefferson and Apple since the light has been turned to flashing. Annual Nims Neighborhood Association picnic is Saturday, September 12th.

ADJOURNMENT: The City Commission Meeting adjourned at 6:07 p.m.

Respectfully submitted,

Ann Marie Becker, MMC
City Clerk